(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

WRIT PETITION NO. 2497 OF 2001

PETITIONERS :

1. M/s Gourishankar Agrawal & Co., a Partnership firm duly registered under the Partnership Act, 1932, having its principal place of business at Korba, Tahsil Korba, Dist. Korba (CG).

2. Mukesh Agrawal S/o. Gopi Rram Aagrawal, aged 42 years, son of Ayodhya Prasad Agrawal, partner M/s Gourishankar Agrawal and Company, Resident of Main Road, Korba, Dist. Korba (CG)

P. R. No. 2496
Presented by Shri S. Chandrakar
dated 27.11.01

VERSUS

RESPONDENTS :

(1) The State of Chhattisgarh Through: The Secretary to the Govt of Chhattisgarh Department of Public Works, RAIPUR.(C.G.)

(2) The Executive Engineer, Public Works Department, (B&R) Division I Raigpur.(CG)

(3) The Tahsildar, Korba, Tahsil Korba, Dist. Korba (CG).

सपथ आयुक्त, एस के शुक्ला, बिलासपुर, 22/11/01, बिलासपुर तहसील केंद्र

WRIT PETITION U/A 226/227 OF THE CONSITITUTION OF INDIA

XI-HC-22

Single Bench (19)

W.P. M.A. 226, 227 Quash of Motion order from Service matter for quashing the Revenue Recovery certificate

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

आदेश पत्रक

W.P. 2497 of 200 1

मामला क्रमांक

M/S. Gurushankar Agrawal & Co. विरुद्ध State & C.S.E.L.

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	11.12.2001 Heard Shri Awadh Tripathi, learned counsel for the petitioners. Heard also Shri Rajiv Shrivastava, learned Panel Lawyer for the respondent / State. It is stated that though arbitration proceeding is going on, revenue recovery proceeding is also going on ~~similarly~~ simultaneously, it is therefore contended that if proceeding of revenue recovery is not stayed during the pendency of the matter before the Arbitrator, the purpose of the arbitration shall be frustrated as far as this petitioner is concerned. Shri Rajiv Shrivastava submits that the petitioner should have approached the	

आदेश पत्रक (पुर्वानुबद्ध)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
	Arbitrator in this regard. After hearing counsel of both sides, as the petitioner has already approached this Court, now instead of ~~giving~~ Keeping this matter in the file of the Court, it may be disposed of as follows:- Let arbitration be concluded expeditiously and preferably within six months from the date of receipt of this order. At the same time, it would be in the interest of fair arbitration that the revenue case No.2/A/76/97-98 concerning the revenue recovery sought to be made against the petitioner is stayed until the Arbitrator passes an appropriate order in this regard. Hence, the case is disposed of. Sd/- Chief Justice	

ss/-

GRPRJ—FS/Z/ - 9/2001—1,00,000